



**Ninety-Ninth Legislature - First Session - 2005**  
**Introducer's Statement of Intent**  
**LB 390**

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**Chairperson:** Ed Schrock  
**Committee:** Natural Resources  
**Date of Hearing:** February 16, 2005

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Legislative Bill 390 would amend the Livestock Waste Management Act to allow for scientific evaluation, instead of arbitrary geographical restrictions, to be the determining factor regarding the possibility that a permit modification to an animal feeding operation would degrade a cold water class A stream.

In Section 54-2419 (2), LB 390 would strike the arbitrary two mile prohibition denying permit modifications for existing permitted animal feeding operations located within two miles of a designated cold water class A stream.

In addition, LB 390 would insert new language allowing existing permitted animal feeding operations to request the Department of Environmental Quality to determine the likelihood that a permit modification by an animal feeding operation would degrade a cold water class A stream.

**Principal Introducer:** \_\_\_\_\_  
**Senator Adrian M. Smith**